

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DANIEL PRENDERGAST,

No. C-04-2770 MEJ (JCS)

Plaintiff(s),

v.

**NOTICE AND ORDER VACATING
FURTHER SETTLEMENT CONFERENCE
AND SETTING TELEPHONIC
CONFERENCE**

ATLANTIC PACIFIC CAPITAL CORP.,

Defendant(s).

(E-FILING CASE)

TO ALL PARTIES AND COUNSEL OF RECORD:

As the parties to this matter have advised the Court that they have agreed to a settlement, it is hereby ORDERED that the Settlement Conference previously set for June 21, 2005, at 9:30 a.m., is VACATED.

PLEASE TAKE NOTICE that a Telephonic Conference (with counsel only) has been set for **July 19, 2005, at 3:00 p.m.**, to discuss the status of the settlement process. Chambers staff will initiate the teleconference.

IT IS SO ORDERED.

Dated: June 17, 2005

/s/ Joseph C. Spero
JOSEPH C. SPERO
United States Magistrate Judge